

mately 12 acres, more or less, from Sallie A. Filler, et al. A copy of said Deed is attached hereto marked Plaintiff's Exhibit "3".

4. That by Deed dated September 4, 1915, and duly recorded in Liber 314, Folio 119, one of the Land Records of Frederick County, Maryland, Emerson D. Burrier did acquire a certain tract of land containing 18 acres of land, more or less, from Milton C. Urner, Trustee in No. 3996 Equity, in the Circuit Court for Frederick County. A copy of said deed is attached hereto and marked Plaintiff's Exhibit "4".

5. That the property mentioned in the preceding paragraph 4, remained the property of Emerson D. Burrier until his death, at which time the property devolved unto his wife and eight children; and after the death of E. Gertrude Burrier, widow, the whole title vested in the eight children of Emerson D. Burrier, namely: Roger Deal Burrier, Lorraine Z. Burrier, Emerson Edward Burrier, Edith G. Burrier, Suzette Burrier Englar, Adeline Burrier, David W. Burrier, and Carl P. Burrier.

6. That the said Emerson D. Burrier died on or about January 7, 1957, intestate, leaving E. Gertrude Burrier surviving him as sole owner of all parcels of land except that parcel mentioned in paragraph 5, which devolved under the laws of intestacy unto E. Gertrude Burrier and the eight children of Emerson D. Burrier and E. Gertrude Burrier, as aforesaid.

7. That the said E. Gertrude Burrier, also known of record as Edith Gertrude Burrier, died testate on or about March